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Separate paging is given to this part in order that it may be filed as a separate compilation

PART I-L

Notifications, Orders and Awards (other than those published in Part I,
IV-A, IV-B and IV-C) under (Central) Industrial Disputes Act
and Gujarat Industrial Relations Act

LABOUR, SKILL DEVELOPMENT AND EMPLOYMENT DEPARTMENT

Notification

Sachivalaya, Gandhinagar, Dated 5th September, 2022.

Minimum Wages Act, 1948.

No. KHR/2022/115/LVD/10/2009/116193/M2:- **WHEREAS** a draft of notification was published as required by clause (b) of sub-section (1) of section 5 of the Minimum Wages Act, 1948 (XI of 1948) (hereinafter referred to as "the said Act"), at pages 3/1 to 3/2 of the Gujarat Government Gazette, Extraordinary, Part-I-L dated the 2nd May, 2022 under the Government Notification, Labour, Skill Development and Employment Department No:KHR-2022-52-LVD-10-2009-116193-M2, dated the 27th April, 2022, inviting objections or suggestions from all persons likely to be affected thereby, for a period of two months from the date of publication of the said notification in the *Official Gazette*.

AND WHEREAS, no objections or suggestions have been received by the Government in respect of the said draft notification;

NOW, THEREFORE, in exercise of the powers conferred by clause (b) of sub-section (1) of section-3 read with clause (i) of sub-section (1) of section 4 of the Minimum Wages Act, 1948 (XI of 1948) and in supersession of the Government Notification, Labour And Employment Department No.KHR-2014-50-MWA-10-2009-GOI.2-M(2), dated the 21st February, 2014, the Government of Gujarat hereby revises the minimum rates of wages in respect of employees employed in the "61. Employment in Ship Breaking Activities in the State of Gujarat", as follows:-

- (a) The basic rates of wages payable to the employees employed in the said employment by the day shall be as set out in column 3 of the Schedule appended hereto in respect of the class of employees mentioned in column 2 of the Schedule;
- (b) a special allowance and directs that so long as this notification is in force, the rate of such special allowance shall be adjusted by the competent authority, at the interval of every six months commencing from the 1st October and the 1st April on the basis of the average cost of Living Index Number for the preceding period for six months ending on the 30th June and 31st December, respectively in such manner that;
- (i) for the rise of every five points over the cost of Living Index Number 7270 or over any such number which is greater than 7270 applicable to the employees in the said Scheduled Employment, special allowance payable in addition to the basic rates of wages shall be Rs.0.20 paise per day or Rs.05.20 per month;
- (ii) for the fall of every five points below any cost of Living Index Number which is not less than 7270, the special allowance shall be reduced at the rate of Rs.0.20 paise per day or Rs.05.20 per month;

Provided that the rates of special allowance for the first time after the publication of this notification adjusted at the interval of the period of six months commencing from the 1st October or as the case may be, the 1st April, the prospective month of that particular year.

SCHEDULE**61. Employment in Ship Breaking Activities**

Sr.No.	Classes of Employees	Minimum Rates of wages per day Zone-I
1.	2.	3.
I	Skilled Manager, Mukadam, Supervisor crane and vij(electric)Operator.	Rs. 430.00 + Special allowance
II	Semi-Skilled Battiwala (Gas cutter)	Rs. 417.00 + Special allowance
III	Un-Skilled Malpani, Begari, Helper	Rs. 404.00 + Special allowance

Explanation for the purpose of this Notification:

- (1) The entire State shall be treated as Zone-I.
- (2) In case of an employee employed on piece rate basis, the minimum rate of wages shall be so fixed that the minimum rates of wages plus special allowance payable to him, for the number of hours of work which constituted normal working day, shall not be less than the daily wages fixed for the class of employees to which he belongs.
- (3) The employees employed on part-time basis shall be paid fifty percent of the minimum rates of wages plus special allowance, if he works up to four hours and if he works more than four hours, he shall be paid full minimum rates of wages plus special allowance.
- (4) The employees employed by contractor or other agencies shall not be paid less than the wages plus special allowance payable to the category of the employees to which they belong.
- (5) The perquisites or facilities given to an employee shall not be withdrawn and no deduction shall be made in respect of such perquisites or facilities given to an employee after fixation of minimum rates of wages plus special allowance.
- (6) Male, female and transgender employees should be given equal wages for equal work.
- (7) The minimum rates of wages payable to an apprentice employed on skilled or semi-skilled work shall be seventy five percent of the minimum rates of wages fixed for the class of employees to which he belong, in addition to special allowance fixed for the first three months. After three months he shall be paid in full.

By order and in the name of the Governor of Gujarat,

GAGUBHA RAJ,
Deputy Secretary to Government.

